

UNITED STATES DISTRICT COURT

Southern

District of

New York

Catherine Biles Carter and Percy Carter

SUMMONS IN A CIVIL ACTION

V.

Merck & Co., Inc.

CASE NUMBER:

07 CV 3081

TO: (Name and address of Defendant)

Merck & Co., Inc.
One Merck Drive
P.O. Box 100, WS3AB-05
Whitehouse Station, New Jersey, 08889-0100

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Annesley H. DeGaris, Esq.
Cory Watson Crowder & DeGaris, P.C.
2131 Magnolia Avenue, FL 2
Birmingham, AL 35205
Telephone: 205-328-2200
Facsimile: 205-324-7896
E-Mail: adegaris@cwcd.com and jsisson@cwcd.com

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

APR 17 2007

CLERK

DATE

(By) DEPUTY CLERK

AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE

Service of the Summons and complaint was made by me ⁽¹⁾	DATE May 3, 2007
NAME OF SERVER (PRINT) James Reap	TITLE Process Server

Check one box below to indicate appropriate method of service

- ☐ Served personally upon the defendant. Place where served:
- ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.
- Name of person with whom the summons and complaint were left:
- ☐ Returned unexecuted:

☒ Other (specify): By delivering and leaving documents with Joan Dearborn, Administrative Assistant to legal Department, person authorized to accept service on behalf of Merck & Co., Inc. at it's usual place of business at 1 Merck Drive Whitehouse Station, NJ 08889

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL \$0.00
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DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on

May 9 2007
Date

Signature of Server

Address of Server

50 main ST. Hackensack, NJ 07601

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.